

**THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
BOARD ACTION SUMMARY**

DEPT: Behavioral Health & Recovery Services

BOARD AGENDA:6.B.2
AGENDA DATE: May 11, 2021

SUBJECT:

Approval of an Application for Licensure with the California Department of Health Care Services from Safety Center, Incorporated to Provide 18-Month and 30-Month Driving Under the Influence Programs in Stanislaus County

BOARD ACTION AS FOLLOWS:

RESOLUTION NO. 2021-0177

On motion of Supervisor Withrow Seconded by Supervisor B. Condit
and approved by the following vote,
Ayes: Supervisors: B. Condit, Withrow, Grewal, C. Condit and Chairman Chiesa
Noes: Supervisors: None
Excused or Absent: Supervisors: None
Abstaining: Supervisor: None

- 1) X Approved as recommended
- 2) _____ Denied
- 3) _____ Approved as amended
- 4) _____ Other:

MOTION:

**THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
AGENDA ITEM**

DEPT: Behavioral Health & Recovery Services

BOARD AGENDA:6.B.2

AGENDA DATE: May 11, 2021

CONSENT:

CEO CONCURRENCE: YES

4/5 Vote Required: No

SUBJECT:

Approval of an Application for Licensure with the California Department of Health Care Services from Safety Center, Incorporated to Provide 18-Month and 30-Month Driving Under the Influence Programs in Stanislaus County

STAFF RECOMMENDATION:

1. Approve an application for licensure with the California Department of Health Care Services (DHCS) from Safety Center, Inc. (SCI) to provide 18-Month and 30-Month Driving Under the Influence (DUI) programs in Stanislaus County.
2. Provide assurance to DHCS that there is a need for a new DUI program in the County and that the establishment of an additional DUI program will not jeopardize the fiscal integrity of existing licensed DUI programs.

DISCUSSION:

State licensed Driving Under the Influence (DUI) programs provide education, group counseling and individual case management services, in addition to an individual substance use assessment. The objective of DUI programs is to reduce the number of repeat DUI offenses by persons who complete a state-licensed DUI program, and to provide participants an opportunity to address problems related to the use of alcohol and/or other drugs.

Behavioral Health and Recovery Services (BHRS), the County's Alcohol and Drug Program Administrator, and the County Board of Supervisors are responsible for determining the need for DUI program services and recommendation of applicants for licensure. BHRS's Substance Use Disorder (SUD) Education and Prevention Services monitors DUI programs to ensure compliance with the following State regulations:

- California Health and Safety (H&S) Code 11836 – 11838.11
- California Code of Regulations (CCR), Title 9, Rehabilitative and Developmental Services, Division 4 Department of Alcohol and Drug Programs, Chapter 3 Programs for Alcohol and Drug Impaired Drivers

The California Department of Health Care Services (DHCS) is responsible for the licensing of DUI programs, establishes guidance, approves participant fees and fee schedules, and provides DUI program information.

Historically, two licensed DUI programs have operated in Stanislaus County by Occupational Health Services (OHS) and Safety Center, Inc. (SCI). OHS provided services to repeat offenders and SCI provided services to first-time offenders. OHS elected to close its DUI program on September 30, 2020, and subsequently surrendered its license to BHRS. SCI is applying for Multiple Offender DUI program licensure with DHCS to fill the need in Stanislaus County. OHS served, on average, 1,150 clients annually. Clients needing Multiple Offender DUI program services have been transferred to out-of-County programs, primarily SCI Sacramento, since OHS closed.

State regulation requires, as a condition of licensure, that the County Board of Supervisors provide assurance of a demonstrated need for the establishment of a new DUI program, and that the establishment of an additional DUI program will not jeopardize the fiscal integrity of existing licensed DUI programs (9 CCR § 9801.5). Such need is based on objective measurable criteria including, but not limited to:

- Increased population in the county as a whole or in specific regions
- Increases in DUI convictions
- The voluntary or involuntary de-licensure of an existing program
- An identified demographic segment or population of the county that is not served by the existing licensed programs

With the discontinuation of services provided by OHS, BHRS has determined that there is a demonstrated need to secure services from a licensed DUI provider to ensure continuity of services for the Multiple Offender DUI population that OHS had been serving. BHRS is recommending SCI for licensure of 18-month and 30-month Multiple Offender DUI programs. BHRS has also determined that the fiscal integrity of existing DUI programs will not be jeopardized given that SCI is the only licensed DUI program in Stanislaus County. SCI is currently licensed to provide First Offender DUI services, which are three, six, and nine-month programs.

Per 9 CCR § 9805 D (2), the Advisory Board on Substance Abuse Programs, locally referred to as the Behavioral Health Board (BHB), reviewed BHRS's recommendation of SCI for licensure. On February 25, 2021, the BHB approved BHRS's recommendation to support SCI in obtaining a license for 18-month and 30-month DUI programs.

BHRS has reviewed the SCI DUI licensing package and is requesting approval of the application for licensure of 18-month and 30-month Multiple Offender DUI programs. SCI has provided first-offender DUI services in Stanislaus County since 1982. The organization has exhibited the necessary experience to provide services and engage high-risk DUI offenders in self-assessment to result in a change in behavior.

SCI submitted their application to DHCS and BHRS simultaneously. If the application for licensure is approved by DHCS and the Board of Supervisors, BHRS will negotiate and execute an agreement with SCI to provide the expanded DUI services to Stanislaus County residents.

POLICY ISSUE:

California Code of Regulations Title 9 Section 9805 requires a County Board of Supervisors' resolution or minute order recommending licensure, including a statement from the Board indicating there is a demonstrated need for a new DUI program and the establishment of an additional program will not jeopardize the fiscal integrity of existing licensed DUI programs.

FISCAL IMPACT:

DUI programs are self-supporting through participant fees. BHRS receives an administrative fee from DUI programs which support the cost of the oversight required as the County Alcohol and Drug Program Administrator. In Fiscal Year 2019-2020, BHRS received \$30,000 in DUI administrative fee revenue from OHS which sufficiently covered the cost of administrative expenses. Revenue is budgeted in Fiscal Year 2020-2021 based on the OHS revenue agreement and revenue for future fiscal years will be included in the annual Final Budget process.

BOARD OF SUPERVISORS' PRIORITY:

The recommended actions are consistent with the Board of Supervisors' priorities of *Supporting Community Health and Delivering Efficient Public Services and Community Infrastructure* by providing mental health and substance use disorder services in the community through vendor partnerships.

STAFFING IMPACT:

Existing BHRS staff will support the application process and if approved, monitor the new DUI programs.

CONTACT PERSON:

Ruben Imperial, MBA (209) 525-6205
Director, Behavioral Health and Recovery Services

ATTACHMENT(S):

1. Safety Center Inc. DUI Licensing Package



Safety Center, Inc.

3909 Bradshaw Road • Sacramento, CA 95827

800.825.7262

916.366.7233

916.366.1230 (Fax)

DUI Program Licensing Package

For the Addition of

18 Month Multiple Offender Program

30 Month Multiple Offender Program

Safety Center, Inc.

Existing DUI Program License # 50-020-01-100



November 25, 2020

Board of Supervisors
Stanislaus County
1010 10th Street
Modesto, CA 95354

Re: Approval to Expand DUI Program License

Dear Members of the Board:

Safety Center Incorporated is requesting your written approval to add the provision of services for the 18-Month and 30-Month Driving Under the Influence Program (DUI) to Safety Center's existing Department of Health Care Services (DHCS) DUI Program license #5000201100 located at 2005 Evergreen Avenue, Suite 350, Modesto, CA 95350.

Your timely response will support Safety Center's efforts to gain DHCS approval to immediately begin providing these program services to the persons who are enrolled in another Modesto DUI Program that is voluntarily closing. The continuation of DUI Program services is vital to the protection of public safety as well as the provision for the DUI offender to regain their driving privileges.

Attached you will find the information required to support this request in accordance with *California Code of Regulation, Title 9, Division 4, Chapter 3, Programs for Alcohol and Drug Impaired Driver, Section 9805*.

In addition to our application documents, in accordance with Title 9 Section 9805 (a) (1), your written approval must be included with our application submission to DHCS.

Section 9805 (a) (1:) A county board of supervisors' resolution or minute order recommending licensure, including a statement from the board indicating there is a demonstrated need for a new DUI program and the establishment of an additional program will not jeopardize the fiscal integrity of existing licensed DUI programs. Such need shall be based on objective measurable criteria including, but not limited to:

- (A) Increased population in the county as a whole or in specific regions;*
- (B) Increases in DUI convictions;*
- (C) The voluntary or involuntary de-licensure of an existing program;*
- (D) An identified demographic segment or population of the county that is not served by the existing licensed programs.*

Safety Center Incorporated is a 501(c)(3) organization founded in 1934 whose mission is to reduce injuries and save lives by empowering our community to make positive life changing decisions. We accomplish this mission by promoting lifelong safety and health through a variety of community and professional programs. In 1971 Safety Center Incorporated offered the first DUI program in the state of California.

Claremont Office
109 S Spring Street
Claremont, CA 91711
909 625 9650
909 625 9652 FAX

Citrus Heights Office
6060 Sunrise Vista, #1625
Citrus Heights, CA 95610
916 721 3748
916.721.3903 FAX

Modesto Office
20005 Evergreen Ave, #350
Modesto, CA 95350
209 526 9393
209.526.5060 FAX

Corporate Office
3909 Bradshaw Road
Sacramento, CA 95827
916 366 7233
916 366 1230 FAX
www.safetycenter.org

North Highlands Office
4704 Roseville Road, #102
North Highlands, CA 95660
916 394 2320
916 779 9158 FAX

W. Sacramento Office
1450 Halyard, #1A
W Sacramento, CA 95691
916 373 3363
916.373.3364 FAX

Woodland Office
520 Cottonwood, #B
Woodland, CA 95695
530 406 2298
530 406 2202 FAX

November 24, 2020
Board of Supervisors
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Our professional experience and reputation are unparalleled. Safety Center has provided quality programming to support public safety to First and Multiple DUI Offenders in multiple counties, as well as other drug and alcohol services including Drug Diversion (PC-1000), Department of Traffic and Safety Assessments (DOT SAP), and Teen Alcohol and Drug Education (JADE) clients.

Safety Center also supports the professionalism of the field by offering a professional DUI Program Curriculum & Implementation Training which is utilized by DUI Programs in California and other states. Safety Center is a continuous and active membership in the California Association of DUI Treatment Programs and the Strategic Highway Safety Program.

Thank you for your time in the review of this request. Safety Center Incorporated knows that DUI Program services protect the public safety; we look forward to providing our high-quality DUI services to the Multiple DUI offenders of Stanislaus County.

If you have any questions or need further information or clarification, please contact me at 916.438.3365 or by email at darrell.teat@safetycenter.org.

With regards,

Darrell Teat
President | CEO

APPLICATION FOR LICENSURE

County <u>Stanislaus</u>	FOR DHCS USE ONLY
	Rec'd _____
License Number <u>50-002-01-100</u>	Analyst _____ Renewal Issued _____

APPLICATION INFORMATION

Applicant(s) Name: Safety Center Incorporated Telephone: 8 09 85-72 6 2

Application Filed By:

Individual Ownership Corporation County Operated Other _____
 Partnership Non Profit Profit _____

Applicant Mailing Address: 3909 Bradshaw Road

City: Sacramento State: CA Zip Code: 95827

Name(s) and location(s) of other licensed DUI programs owned or operated by the applicant(s) within the last five years:

Safety Center Incorporated 6060 Sunrise Vista #1625, Citrus Heights CA 95610

Safety Center Incorporated 520 Cottonwood St Ste B Woodland CA 95695

PROGRAM INFORMATION

Program Type(s): W&R First Offender 6-Month 9-Month 18-Month 30-Month

Program Name: SAFETY CENTER INCORPORATED

Program Address: 2005 EVERGREEN AVENUE #350

City: MODESTO State: CA Zip Code: 95350

Program Director: Karla Hendrix Telephone: 209-526-9393

Note any fee, program, staff or other changes since last application submission.

Safety Center, Inc. has an existing Department of Health Care Services (DHCS) DUI Program license # 50-002-01-100 located at 2005 EVERGREEN AVENUE #350 MODESTO, CA 95350 for Wet Reckless 12 hour Education, 3 Month, 6 Month and 9 Month First Offenders. Our application is to add services for 18 and 30 Month Multiple Offenders to our current license.

Signed: 	Date: <u>12/2/2020</u>
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APPLICATION FOR LICENSURE

Name(s) and location(s) of other licensed DUI programs owned or operated by the applicant(s) within the last five years:

Safety Center Incorporated 1450 Halyard Dr Ste 1A, West Sacramento CA 95691

Safety Center Incorporated 4704 Roseville Rd Ste 102, North Highlands CA 95660

Safety Center Incorporated 3909 Bradshaw Rd, Sacramento CA 95827

Safety Center Incorporated 2121 2nd St Ste C103, Davis CA 5618

ADMINISTRATIVE INFORMATION

This page is for corporations only. Public agencies, partnerships, and other associations use page two.

INSTRUCTIONS: This form must be updated and submitted to the DEPARTMENT OF HEALTH CARE SERVICES each time there is a change in officers or change in the corporation.

CORPORATION

(Attach a copy of approved incorporation papers from the Secretary of State)

Name (as listed with the Secretary of State) Safety Center Incorporated

Chief Executive Officer Darrell Teat

Incorporation Date 1 30

Place of Incorporation Sacramento, CA

Principal office of business: Safety Center Incorporated

Address 3909 Bradshaw Road

City Sacramento State CA Zip Code 95827 Telephone 916.366.7233

Contact Person D are Teat Title President / CEO Telephone 916.366.7233

Names and addresses of all persons who own ten per cent (10%) or more of stock in corporation.

n/a

Governing Board of Directors

a. Number of Board Members 1 2 b. Term of Office 1 yr/Officer, 3 yr/Member

c. Frequency of Meetings monthly - Board 6/yr, Exec Comm 6/yr d. Method of Selection nomination/vote

Board Officers and Members

USE A SEPARATE SHEET FOR ADDITIONAL NAMES

Office	Name	Business Address, City, Zip Code	Telephone #	Term Expiration
President	<u>Darrell Teat</u>			
Vice-President	CHAIR: Damon Jennings			
Secretary	<u>Linda McCurdy</u>			
Treasurer	<u>vacant</u>			
Other	Rhitishah Yuva Raju (Student)			

Office	Name	Business Address, City, Zip Code	Telephone #	Term Expiration
Member	Rhonda Craft			
Member	Liz Arioto			
Member	Michael Alvarez			
Member	Yves Mombeleur			
Member	Eduardo Pagliere			
Member	Louis Stewart			
Member	Michael Williams			
Member	Terrence Shelton			

DESIGNATION OF ADMINISTRATIVE RESPONSIBILITY

Applicants/licensees who are corporations shall attach board resolutions authorizing a delegation to the Program Director/Administrator or other appropriate staff.

1. Applicant Name: Safety Center Incorporated
2. Program Name: 18 month and 30 month Driving Under the Influence
3. Program Address: 2005 Evergreen Ave., #350
4. City: Modesto County: CA Zip Code: 95350
5. Telephone: (209) 526-9393
6. Karla Hendrix
(Name of person(s) authorized by applicant/licensee)

is hereby designated as administrator, program manager, or agent of the above-named program and is authorized to receive at the above-named program on my behalf, any documents including reports of inspections and consultations, accusations, and civil and administrative processes.

I WILL NOTIFY THE DEPARTMENT OF HEALTH CARE SERVICES, IN WRITING,
WITHIN 10 DAYS OF ANY CHANGE IN THE ABOVE AUTHORIZATION.



Karla Hendrix
Signature of applicant(s)/licensee(s)

8. Title: Vice President | Alcohol & Drug Program
9. Address: 3909 Bradshaw Rd.
10. City: Sacramento County: Sacramento Zip Code: 95827